

10/22/02 TUE 10:10 FAX 515 333 6883

PIONEER HI-BRED DSM

0004

11/8  
AP/NE  
E. Williams

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8  
I HEREBY CERTIFY THAT THIS CORRESPONDENCE  
IS BEING FACSIMILE TRANSMITTED TO  
THE UNITED STATES PATENT AND TRADEMARK OFFICE  
ON OCTOBER 22, 2002

Anthony K. Lappegard  
AGENT/ATTORNEY FOR APPLICANT

Oct. 22, 2002  
DATE

OFFICIAL

Attorney Docket No. 1189

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lappegard et al. Date: October 22, 2002  
Serial No.: 09/718,754 Group Art Unit: 1638  
Filed: November 22, 2000 Examiner: Stuart F. Baum  
For: Seed-Preferred Regulatory Elements and Uses Thereof

Assistant Commissioner for Patents  
Washington, D.C. 20231

FAX RECEIVED  
OCT 22 2002  
GROUP 1600

AMENDMENT AFTER FINAL

In response to the Office Action of July 30, 2002, please amend the above-identified application as follows:

In the Claims:

Please cancel claims 11, 17, 42, and 43 without prejudice.

Please amend claims 1, 2, 6, 21, 40, and 41 as follows:

- 3.
1. (Twice Amended) An isolated promoter that drives transcription in a seed-preferred manner, wherein said promoter comprises a nucleotide sequence selected from the group consisting of: